

FILED

June 9 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. PR 10-253

FILED

JUN -- 9 2010

IN THE MATTER OF MARY ANN SUTTON,

An Attorney at Law,

Respondent.

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ORDER

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

The Office of Disciplinary Counsel (ODC) has filed a petition asking us to determine, pursuant to Rule 23 of the Montana Rules for Lawyer Disciplinary Enforcement, whether the Fourth Judicial District Court's March 9, 2010 revocation of Mary Ann Sutton's previous deferred sentence on a December 15, 2008 conviction of felony issuing bad checks is a criminal offense that affects her ability to practice law. ODC states Sutton is currently employed by the State of Montana as legal counsel for the Montana Public Employees Retirement Administration. ODC further ask that, in the event we determine Sutton's conviction affects her ability to practice law, we issue an order immediately suspending her from the practice of law pending final disposition of disciplinary proceedings predicated upon the conviction. Finally, ODC asks us to direct it to prepare and file a formal complaint against Sutton predicated upon her conviction.

We conclude the criminal offense of which Sutton has been convicted is one that affects her ability to practice law.

THEREFORE,


IT IS ORDERED that Mary Ann Sutton is suspended from the practice of law in the state of Montana, effective immediately, and pending final disposition of disciplinary proceedings against her.

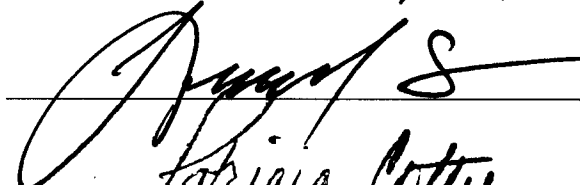
IT IS FURTHER ORDERED that ODC shall prepare and file a formal complaint against Sutton predicated upon her conviction.


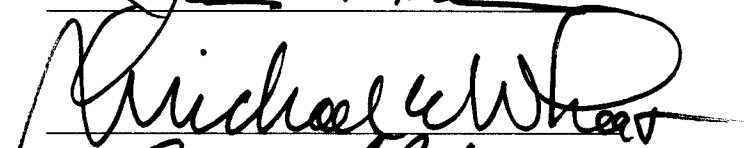
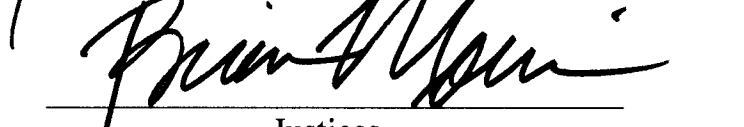
The Clerk is directed to serve a copy of this Order on Mary Ann Sutton at her last known address and to provide copies of this Order to ODC and the Commission on Practice.

DATED this 8th day of June, 2010.


Chief Justice


W. William Gaphart


Patricia Cotter




Justices